Case 2:09-cv-08299-R-MAN Document 13 Filed 08/18/10 Page 1 of 13 Page ID #:231

I, Robert L. Turner, declare as follows:

- 1. I am the <u>Human Resources Specialist</u> at the Department of Homeland Security Immigration and Customs Enforcement ("ICE"). I have held this position since <u>September 9, 2001</u>. As to the following facts, I know them to be true of my own knowledge, or I have gained knowledge from ICE's records, which were made at or about the time of the events recorded, and which are maintained in ICE's ordinary course of business at or near the time of the acts, conditions or events to which they relate. Any such document or record was prepared in the ordinary course of business of ICE by a person employed by ICE, who had personal knowledge of the event being recorded and had a duty to accurately record such event. I know from my prior experience that these records are accurate and trustworthy. If called as a witness, I could and would testify competently thereto, under oath.
- 2. Attached hereto as Exhibit A is a true and correct copy of plaintiff Frank Joseph Carderella's Application for Federal Employment-SF 171 for the position of immigration inspector dated November 20, 1995.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that this declaration was executed this <u>18</u>th day of August 2010.

Robert L. Turner

## **EXHIBIT A**

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Amendment to Application for Federa	al Employment
Read the instructions before you complete and amendment. Typ	
<ul> <li>You may use this form to update your Application for Federal Employment</li> <li>You must submit a new SF 171 if you have previously updated your application</li> </ul>	on or have three or more new jobs since you completed your last SF 171
Federal agencies must accept your previously completed SF 171 as current to the second s	when this form or a signed photocopy is attached.
The Property Thousand	Birth date (Month, Day, Year)
Reason for updating SF 171 (Check one)  X To update my SF 171 for (Indicate mpsrp-95-SYS-255	3 Birth date (Month, Day, Year) 4 Social Security Number
position title or announcement number).  To update the SF 171 in my Official Personnel Folder	5 What is the lowest pay or grade you will accept? (You will not be considered
To update the attached SF 171 As requested	for jobs which pay less than you indicate )
Name (Last, First, Middle)	Pay \$ OR Grade 6S-5/7
Carderella, Frank Joseph	6 Name on SF 171 being amended, if different from 2
Mailing Adress (include apartment number, if any)	7 May we ask your present employer about your character.
	qualifications, and work record? A NO" will not affect our review of your qualifications if you answer "NO".
City State ZIP Code	and we need to contact your present employer before we can orfer you a job, we will contact you lirst  X.
	we can offer you a lob, we will contact you list
WORK EXPERIENCE If you have no new work experience  8 • Describe your current or most recent job or volunteer experience in Block A an  • If you were unemployed for longer than 3 months, list the dates and your add  A Name and address of employer's organization (include ZIP Code, if known)	d work backwards, describing up to 2 periods of expenence not on your SF 171 liress(es) at that time in 10.  Dates employed (ave month, day and year) 'Average number ofNumber of employees
U.S. Department of Justice	From 3/94 To present, hours per week you supervise
Federal Bureau of Prisons	Salary or earnings Your reason for wanting to leave
1299 Seaside Avenue	Staring \$ 37,265 per year Federal law enforcemen
San Pedro, CA 90731	Ending \$39,782 per opportunity  If Federal employment (crutan or mitary) list series, grade or
Your immediate supervisor Exact hide of your job Name Area Code: Telephone No	rank, and, if promoted in this job, the date of your last promotion
Lorri Mickelson CASE MAN	AGER · GS-11/1 - April 1995
Description of work Describe your specific duties, responsibilities and accomplish more than one type of work (for example, carpentry and painting, or personnel and	nments in this job, including the job title(s) of any employees you supervise. If you describe thinknet, write the approximate percentage of time you spent doing each
I am required to become certified in the program reviews, progress reports, correst release planning, central files, sentry,	ed to my case load from admission to release. following areas: classification materials, pondence, intake screening (interviewing). UDC, CIMS, U.S. Parole Commission procedures, is confinement. I must also serve as a liaison
(Central Inmate Monitoring System). As a informal hearings and reviews of incident the institution. If the UDC determines t policy, the committee must impose appropralso required to monitor and provide poli	UDC (Unit Disciplinary Committee), and CIMS UDC chair person, I am required to conduct s or prohibited acts that have occurred within hat the inmate is in violation of institutional iate sanctions (disciplinary action). I am cy application for special cases (CIMS) that or extreme circumstances exist, the close afety of the inmate and staff.
assistance of a translator. I am also re	ng interviews in the Spanish and Italian inmates (illegal aliens), who require the quired to organize and prepare documents for ters under the agreement between Mexico and
	For Agency Use (skill codes, etc.)
	• •
THE FEDERAL GOVERNMENT IS AN EQUAL OPPORTUNITY EMPLOYER	Standard Form 172 (Rev. 8-84) U.S. Othce of Personnel Managemer
PREVIOUS EDIT'ON USABLE NSN 7540-00-142-87	
This is an 'official' document generated for	rom the EHRI eOPF system.

· 151	Name and address of employer's organization (include ZIP Code, if known)		nonin, day and year) Average number or hours per week To present 12	Number of employees you supervised
ř.,	Federal Bureau of Prisons	Salary or earnings	Your reason for lea	ving
	1299 Seaside Avenue	Starting \$	per Federal law	enforcement
,	San Pedro, CA 90731	Ending \$	per opportunity	
	Your immediate supervisor *Exact title of your job	)	If Federal employment (crysten or mile	
	Name Lieutenant, Area Code Telephone No Special	Operations	rank and, if promoted in this job, the da	IP OF YOUR REST PROFITCION
	Kevin Laber Response		Collateral Duty	
	Description of work. Describe your specific duties, responsibilities and accomplish more than one type of work (for example, carpentry and painting, or personnel and	d budget), write the approxi	mate percentage of time you spent doing (	each
	As a member of the Special Operations Response Te demonstrate proficiency in the following areas: ware, locking systems, cutting torch, riot control.	meapons, diversion	ary devices, rappelling, se	curity hard-
	I am required to maintain a high level of physical rappelling for time, and obstacle course run. So	l efficiency in a	reas that include: a one mi	le run,
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	and effective response to unconventional and high			•
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			For Agency, Us	e (skill codes, etc.)
OT	HER CHANGES OR ADDITIONS AND ADDITIONAL SP	ACE		·
9	Does any other information on your SF 171 need updating (for example, telephonumber, education, or special skills)?	ne YES · NO ·	Provide updated information in 10. Go to 11 and 12.	
10	Write the number to which each answer applies If you need more space, use shoumber. Attach all sheets to this form	eets of paper the same size	as this page. On each sheet write your n	ame and Social Security
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		MATION C. G.	A-1 Cinterment Con CE	171
SI	GNATURE, CERTIFICATION, AND RELEASE OF INFOR	MATION FOR PRIV	acy Act Statement, See SF	171
YC	DU MUST SIGN THIS APPLICATION. Re	ead the following	ng carefully before you	sign.
• I • I • I	A false statement on any part of your application may be grounds for not y fine or imprisonment (U.S. Code, title 18, section 100 h).  understand that any information I give may be investigated as allowed consent to the release of information about my ability and fitness for Findividuals and organizations, to investigators, personnel staffing special certify that, to the best of my knowledge and belief, all of my statement.	i by law or Presidential ederal employment by ulists, and other authori	order employers, schools, law enforcemen zed employees of the Federal Gover	t agencies and other
11	SIGNATURE (Şign in dark ınk)		12 DATE SIGNED (Month, day,	year)
· •	Ford Cardenella		11-20-95	
	Crown Carpentian			
•	eU S. GPO 1991-281-782/40039		SF	172 (BACK) (Rev 6-88)

This is an 'official' document generated from the EHRI eOPF system.

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	DRK EXPERIENCE If you have no work experience, wri	nd work record? A "NO	* will	na Wect our	review of your	YES NO
23	May we ask your present employer about your generations, a qualifications. If you answer "NO" and we need ontact your present en	mployar before we can o	offer	ob, we	will contact you firs	t X
24	READ WORK EXPERIENCE IN THE INSTRUCTIONS BEFORE YOU BEGIN.	A INCLUDE MUT	TARY	SERVICE-Y	ou should complete	all parts of the
<b>4</b> 4	@ December your current or most recent job in Block A and work backwart		ak just Mence	t as you would b. Describe eac	d for a non-military h mayor change of dut	/ job, including all ses or responsibilities
	describing each job you held during the past 10 years. If you we unemployed for longer than 3 months within the past 10 years, list the date.	es in a separate exp	enenc	e block		
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	that work is related to the type of job you are applying for, describe each resu	ed and B below). the announcement	On ea	sch sheet show	your name, Social S	Security Number, and
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	expenence with religious, community, weltare, service, and other organizations	sheet of paper a	s des	cnibed above	Average number if	Number of employees
Α	Name and address of employer's organization (include ZIP Code, if known)	Dates employed (give r	To	3/94	hours per week	you supervise
	U.S. Department of Justice Federal Bureau of Prisons	From: 0/91 Selary or earnings	10		Your reason for want	ing to leave
	1299 Seaside Avenue	Startung \$ 23,336	per	year	Promotional	opportunity
	San Pedro, CA 90731-0207	Ending \$ 31,620	per	year		
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	Name Area Code Telephone No	AT OFFICED			SENIOR OFFICE	
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IF YOU NEED MORE EXPERIENCE BLOCKS, USE SF 171-A (SEE POCK OF INSTRUCTION PAGE).

This is an 'official' document generated from the EHRI eOPF system. Page 2

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21	Have you completed any oth	ner courses or ira	ning related to	the kind of sobs you YES! X		ve the information	on requested below (More cours	es?—Use a sneet	of paperi
31	are applying for (for exam	pie trade vocal	ional. Armed Fo		If "NO" go	· <del>-</del>			
	MONTH AND YEAR TRAINING COMPLETED	TOTAL CLASSROOM HOURS		SUBJECT(S)			ND LOCATION OF SCHOOL He and ZIP code if known		CERTIFICATE DIPLOMA etc uf any
	1)			Aid and Safety			College	200	0
	<u>" 6/77 </u>	45	Lifesa	ving and (CPR)			St., LB, CA 908		Cert
	<sup>2)</sup> 3/94	3	Hearts	aver * Course B	5	•	reau of Prisons.	LICALION	Cert
	3)								
		<u> </u>			<u> </u>				!
32	Speaking and writing experience Computer (Work Forklift Operand personnel	ence membersh d Perfect ator cert manageme	p in professiona t 5.1/Ser tification ent for	at may help you get a job Som of or scientific societies patents on try - Dept of Jon; Crane; Bobta a national retai onal sports orga:	or inventions etc ustice); il (truc! l firm.	Typewriak); and to Team man	ter; Adding Mach Skiploader. Inv	ine; and entory co	Xerox.
33	How many woros per	34 List job-r	elated licenses	or certificates that you have suc	n as <i>registered</i>	nurse lawyer n	adio operator drivers pilots e	C	· · · · · · · · · · · · · · · · · · ·
	TYPE?   TAKE DICTATION?		LICENSE (	OR CERTIFICATE	DATE OF LATEST LICENSE OR CERTIFICATE STATE OR OTHER LICENSING AGENCY				CY
	Agencies may lest your	11 Dr	ivers Li	cense	3/13/94 California				
	skills before hiring you		rklift O		5/17/90 California				
35	Do you speak or read a la Applicants for jobs that given an interview cond	require a lang	uage other thi	n Enalish may be	If "YES" R		and place an "X" in each colu	mn that applies to	you
	LANGU	IAGE(S)		CAN PREPARE AND GIVE LECTURES		NO UNDERSTAND	CAN TRANSLATE ARTICLES	FOR 0	D ARTICLES WIN USE
	1 Tralian			Figer V. m Difficulty	Falentin X	Passabis	Milo Enaish From Enaish	Ease)	With Difficulty
	11 Italian 21 Spanish	<del></del>		\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	i ^	X	X	<del></del>	X
36	List any nonors awards o	r fellowships you	have received	For each give the year it was	received				
	High School A Team Award (H Baseball Scho R.E.T.E. Awar	ardest Wardest Warship,	orker) L - CSVLB	BCC - 1976	2nd Te All Le	am All S ague & A	onal Team) Italy outhern Cal Tour 11 State Honorab Medal, National	nament - le Mentic	on - 1977
	REFERENCES - **		. ;				:		
37	List three people who are r	ist related to you	and who know	your qualifications and fitness				visors you listed i	under Z4
	FULL NAME	OF REFERENCE		PRESENT BUSINESS (Number street city			TELEPHONE NUMBER(S) (Include area code)	BUSINESS 0	R OCCUPATION
	1) Ken McCarr	en						Police	Officer
	2) Bill Chamb	erlain						Secret Specia:	Service L Agent
	Jason Huds	on						LA Cour Lifegu	
	^		an 'official	document generated	from the F	HRI eOPE	system		

	CKGHOUND: INFORMATION—You must answer each question in this section before we can process you application.	
	Place an "X" in the proper column for each question below	YES NO
38	Are you a citizen of the United States? If "INO" write the gray or countries you are a citizen of.	X
,	Important note about questions 39 through 44: We will consider the date, facts, and circumstances of each event you list. In most cases you can still be considered for Federal yobs. However, if you fail to tell the truth or fail to list all relevant events, this fasture may be grounds for not hiring you, for fining you after you begin work, or for criminal prosecution [18 USC 1001]	
39	During the last 10 years, were you fired from any job for any reason, did you quit after being told that you would be fixed, or did you leave by mutual agreement because of specific problems? If "YES", use 47 to write for each job a) the name of the employer, b) the approximate date you left the job, and c) the reason(s) why you left	. X
	When answering questions 40 through 44 you may omit: 1) traffic fines of \$100 00 or less; 2) any violation of law committed before your 18th builday, if finally decided in pivenile court or under a youth offender law, 3) any conviction set aside under the Federal Youth Corrections Act or similar State law; 4) any conviction whose record was axpunged under Federal or State law.	
	the same below a second of a fadorat advantal for my tribut?	X
40	Have you ever been convicted of or forfeited collateral for any telony?  A telony is defined as any violation of law punishable by imprisonment of longer than one year except for violations called misdemeanors under State law which are punishable by imprisonment of two years or less	
41	Have you ever been convicted of or forfeited collateral for any finearms or explosives violation?	X
42	During the last 10 years have you forfeited collateral been convicted, been imprisoned, been on probation or been on parole? Do not violations reported in 40 or 41 above	X
43	Are you now under charges for any violation of law?	$\frac{\Lambda}{X}$
44	Have you ever been convicted by a court-martial? If no military service, answer "NO"	
	IF YOU ANSWERED "YES" TO 40, 41, 42, 43, or 44, GIVE DETAILS IN 47. For each violation write the 1) date, 2) charge, 3) place 4) court, and 5) action taken	1 4.7
45	Do any of your relatives work for the United States Government or the United States Armed Forces? Include lather mother husband wife son, daughter brother sister unclearum, first cousin nephew niece father-in-law mother-in-law, son-in-law daughter-in-law brother-in-law sister-in-law steplather, stepmother, stepson, stepdaughter stepsorber stepsorber half brother and half sister	X
	If "YES" use 47 to write for each of these relatives, their a) name: b) relationship, c) department agency, or branch of the Armed Forces.	
46	and the second s	X
	DDITIONAL SPACE FOR ANSWERS	bomber and
47	Write the number to which each answer applies if you need more space, use sheets of paper the same size as this page. On each sheet write your name, Social Security the amountement number or job title. Attach all additional sheets at the top of page 3.	Mumoer, and
	No. 24 (3/86 - 5/86) In March of 1986, I returned to Italy on a verbal contract agree with the Castiglione Della Pescaia Baseball Club. After two more of contract talks, we were unable to reach a 100% mutual agreem	nths
	when I decided to take another job in Alaska.	
	(1/88 - 5/88) Student at California State University, Long Beach.	
	(1/90 - 5/91) Student at California State University, Long Beach.	
	No. 36 Honors in firearms proficiency, Law Enforcement Academy, Glynco, GA 8/15/91.	
	Honors in physical efficiency (battery test), Law Enforcement Academy, Glynco, 8/15/91.	GA
	Special Operations Response Team training and maneuvers, Federal Correctional Institution, Phoenix, Arizona, 5/13/94.	
	to a last to the state of the s	
		-
		•
	SIGNATURE, CERTIFICATION, AND RELEASE OF INFORMATION	
_	YOU MUST SIGN THIS APPLICATION. Read the following carefully before you sign.	
	A false statement on any part of your application may be grounds for not hiring you, or for firing you after you begin work. Also, you may be pur by fine or imprisonment (U.S. Code, Title 18, Section 1001).	nished
	I understand that any information I give may be investigated as allowed by law or Presidential order;	
	I consent to the release of information about my ability and fitness for Federal employment by employers, schools, law enforcement age and other individuals and organizations, to investigators, personnel staffing specialists, and other authorized employees of the Federal Government.	ancies vernment
	I certify that, to the best of my knowledge and belief, all of my statements are true, correct, complete, and made in good faith	
A C		rear)
48	Track orderlies 11-20-95	
	Page 4 This is an 'official' document generated from the EHRI eOPF system. Printing Office 1888-1	201-760/88883

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